

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
JACKSON DIVISION

GREGORY MACK

PLAINTIFF

v.

No. 3:09-cv-463 DPJ-FKB

PHOENIX OPERATING, INC.

DEFENDANT

STIPULATION OF DISMISSAL

Pursuant to Rule 41 (a)(1)(A) (ii) of the Federal Rules of Civil Procedure, the parties hereby stipulate to a dismissal without prejudice with all parties to bear their own costs.

/s/ Jennifer Bermel

Jennifer Bermel, #100550
One Commerce Square, Suite 2600
Memphis, Tennessee 38103
(901) 217-7000
Attorney for Plaintiff

/s/ Harold B. McCarley, Jr.

Harold B. McCarley, Jr.
Attorney for Defendant

/s/ Mike Farrell

Mike Farrell
Attorney for Defendant